Case 17-12087-ABA Doc 76 Filed 01/16/19 Entered 01/16/19 09:48:30 Desc Main

Document Page 1 of 3 UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY **JENKINS & CLAYMAN** Eric J Clayman, Esquire 412 White Horse Pike Audubon, NJ 08106 Order Filed on January 16, 2019 by Clerk (856) 546-9696 **U.S. Bankruptcy Court** Attorneys for the Debtor **District of New Jersey** In Re: Case No.: 17-12087 Adv. No.: Mahdee R. McNair Hearing Date: Judge: ABA

AMENDED ORDER TO EMPLOYER TO PAY CHAPTER 13 TRUSTEE

The relief set forth on the following pages, number two (2) through three (3) is hereby **ORDERED.**

DATED: January 16, 2019

Honorable Andrew B. Altenburg, Jr. United States Bankruptcy Court Case 17-12087-ABA Doc 76 Filed 01/16/19 Entered 01/16/19 09:48:30 Desc Main

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Debtor: Mahdee R. McNair

Case No: 17-12087 Social Security No: xxx-xx-4488

Caption of Order: Order to Employer to Pay Chapter 13 Trustee

The above-named debtor has filed a proceeding under Chapter 13 of Title 11 of the United States Bankruptcy Code. The debtor's future earnings have been submitted to the

jurisdiction of this Court, in furtherance of the debtor's Chapter 13 plan.

NOW, THEREFORE, PURSUANT TO 11 U.S.C. § 1325(c) AND § 105, IT IS

ORDERED that, until further order of this Court, the employer or other party providing income

to said debtor shall deduct from the earnings or income of said debtor the following sums each

pay period, beginning on the next pay day following receipt of this order, and shall deduct the

same amount for each pay period thereafter, including any period for which the debtor receives

periodic or lump sum payment for or on account of vacation, termination or other benefits,

arising out of present or past employment of the debtor, and to forthwith remit the sum so

deducted to the Chapter 13 Standing Trustee.

Debtor's Employer and Address:

Verizon Services Corp.

ATTN: PAYROLL DEPARTMENT

22001 Loudon County Parkway

Ashburn, VA 20147

Trustee to Whom Payments Must be Forwarded:

Isabel C. Balboa, Trustee

PO Box 1978

Memphis, TN 38101

Amount to be Deducted:

Monthly X

\$1,361.50

IT IS FURTHER ORDERED that the employer or other party making payments shall

note the debtor's name and bankruptcy case number on the checks to the trustee.

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Debtor: Mahdee R. McNair

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Caption of Order: Order to Employer to Pay Chapter 13 Trustee

IT IS FURTHER ORDERED that said employer or other party shall notify said trustee and mortgagee(s) if the earnings or income of said debtor are terminated, and the reasons for such termination.

IT IS FURTHER ORDERED that all earnings and wages of the debtor, except the amounts required to be withheld by the provisions of any laws of the United States, the laws of any State or political subdivision, or by any insurance, pension or union dues agreement between employer and the debtor, or by the order of this court, shall be paid to the debtor in accordance with employer's usual payroll procedure.

IT IS FURTHER ORDERED that no deduction for or on account of any garnishment, wage assignment, credit union or other purpose not specifically authorized by this Court shall be made from the earnings of said debtor.

IT IS FURTHER ORDERED that an order dismissing the debtor's bankruptcy case shall constitute a termination of the requirement to make payments under this order.

IT IS FURTHER ORDERED that this order supersedes previous orders, if any, made to the subject employer or other party in this cause.

IT IS FURTHER ORDERED that the attorney for the debtor shall serve copies of this order on the employer or other party, the trustee, and the mortgagee(s) within five days.

IT IS A VIOLATION OF 15 U.S.C. § 1674 AND N.J.S.A. 2A:170-90.4 FOR AN EMPLOYER TO DISCHARGE AN EMPLOYEE OR TAKE ANY OTHER DISCIPLINARY ACTION BECAUSE OF A WAGE GARNISHMENT. AN EMPLOYER VIOLATING SAID STATUTES IS SUBJECT TO FINES AND IMPRISONMENT.